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Attorneys for Plaintiff  
Linanne Marie Turner

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

LINANNE MARIE TURNER,	)	Case No.: 2:21-cv-02246-JDP
Plaintiff,	)	
vs.	)	STIPULATION AND PROPOSED
	)	ORDER FOR THE AWARD AND
KILOLO KIJAKAZI,	)	PAYMENT OF ATTORNEY FEES
Acting Commissioner of Social	)	AND EXPENSES PURSUANT TO
Security,	)	THE EQUAL ACCESS TO JUSTICE
Defendant.	)	ACT, 28 U.S.C. § 2412(d)

TO THE HONORABLE JEREMY D. PETERSON, MAGISTRATE  
JUDGE OF THE DISTRICT COURT:

IT IS HEREBY STIPULATED, by and between the parties through their undersigned counsel, subject to the approval of the Court, that Linanne Marie Turner be awarded attorney fees in the amount of one thousand two hundred dollars (\$1,200.00) under the Equal Access to Justice Act (EAJA), and costs in the amount of zero dollars (\$0.00) under 28 U.S.C. § 2412(d). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28 U.S.C. §§ 1920; 2412(d).

1 After the Court issues an order for EAJA fees to Linanne Marie Turner, the  
2 government will consider the matter of Linanne Marie Turner's assignment of  
3 EAJA fees to Cyrus Safa. The retainer agreement containing the assignment is  
4 attached as exhibit 1. Pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521, 2529 (2010),  
5 the ability to honor the assignment will depend on whether the fees are subject to  
6 any offset allowed under the United States Department of the Treasury's Offset  
7 Program. After the order for EAJA fees is entered, the government will determine  
8 whether they are subject to any offset.

9 Fees shall be made payable to Linanne Marie Turner, but if the Department  
10 of the Treasury determines that Linanne Marie Turner does not owe a federal debt,  
11 then the government shall cause the payment of fees, expenses and costs to be  
12 made directly to Law Offices of Lawrence D. Rohlffing, Inc., CPC, pursuant to the  
13 assignment executed by Linanne Marie Turner.<sup>1</sup> Any payments made shall be  
14 delivered to Cyrus Safa.

15 This stipulation constitutes a compromise settlement of Linanne Marie  
16 Turner's request for EAJA attorney fees, and does not constitute an admission of  
17 liability on the part of Defendant under the EAJA or otherwise. Payment of the  
18 agreed amount shall constitute a complete release from, and bar to, any and all  
19 claims that Linanne Marie Turner and/or Cyrus Safa including Law Offices of  
20 Lawrence D. Rohlffing, Inc., CPC may have relating to EAJA attorney fees in  
21 connection with this action.

22 This award is without prejudice to the rights of Cyrus Safa and/or the Law  
23 Offices of Lawrence D. Rohlffing, Inc., CPC to seek Social Security Act attorney  
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25 <sup>1</sup> The parties do not stipulate whether counsel for the plaintiff has a cognizable lien  
26 under federal law against the recovery of EAJA fees that survives the Treasury  
Offset Program.

1 fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of the  
2 EAJA.

3 DATE: June 15, 2022

Respectfully submitted,

4 LAW OFFICES OF LAWRENCE D. ROHLFING, INC., CPC

5 /s/ *Cyrus Safa*

6 BY:

Cyrus Safa

Attorney for plaintiff Linanne Marie Turner

8  
9 DATED: June 15, 2022

PHILLIP A. TALBERT

United States Attorney

PETER K. THOMPSON

Acting Regional Chief Counsel, Region IX

Social Security Administration

12  
13 /s/ *Mary Tsai*

14 MARY TSAI

Special Assistant United States Attorney

Attorneys for Defendant

15 KILOLO KIJAKAZI, Acting Commissioner of  
16 Social Security (Per e-mail authorization)

17  
18  
19 **ORDER**

20  
21 Approved and so ordered.

22  
23 Dated: June 30, 2022

24   
25 JEREMY D. PETERSON  
26 UNITED STATES MAGISTRATE JUDGE